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ACTION EUR-25

INFO OCT-01 AF-10 ARA-16 EA-11 NEA-14 RSC-01 ISO-00 IO-14

AEC-11 AID-20 CEA-02 CIAE-00 CIEP-03 COME-00 DODE-00

EB-11 FPC-01 H-03 INR-11 INT-08 L-03 NSAE-00 NSC-07

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FM AMEMBASSY BRUSSELS

TO SECSTATE WASHDC IMMEDIATE 1662

INFO AMEMBASSY OSLO IMMEDIATE

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S E C R E T SECTION 1 OF 2 BRUSSELS 5797

E.O. 11652: GDS

TAGS: ENRG

SUBJECT: ENERGY COORDINATING GROUP REACHES BASIC AGREEMENT
ON EMERGENCY PLANNING

THIS MESSAGE NOFORN EXCEPT FOR ECG CAPITALS, OECD AND
EC BRUSSELS.

1. SUMMARY: SIXTH MEETING OF ECG JULY 29/31 SECURED
AGREEMENT IN PRINCIPLE ON ALL MAJOR ELEMENTS OF INTE-
GRATED EMERGENCY PROGRAM BY ALL DELEGATIONS EXCEPT
NORWAY. NORWAY EXPRESSED GENERAL RESERVATION; PREFERRING
NON-AUTOMATIC ARRANGEMENT. JAPAN NOTED THAT IEP HAD NOT
YET FORMALLY BEEN SUBMITTED TO CABINET FOR CONSIDERATION, BUT
JOINED AGREEMENT IN PRINCIPLE. PACKAGE WILL NOW BE
SUBMITTED TO GOVERNMENTS FOR OFFICIAL DECISION AND CON-
VERSION INTO AN INTERNATIONAL AGREEMENT. ECG MEETS
AGAIN ON SEPTEMBER 19/20 WITH OBJECTIVE OF REACHING
FINAL IEP AGREEMENT. END SUMMARY.

2. BASIC IEP NOW INCLUDES FOLLOWING MAJOR DEFINITIONS
AND PROVISIONS.

3. BASE PERIOD FOR CALCULATION: THE BASE PERIOD WILL
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BE THE PREVIOUS FOUR QUARTERS IMMEDIATELY PRECEDING
THE CRISIS, SEASONALLY ADJUSTED.

4. EMERGENCY SELF-SUFFICIENCY:

A. OIL STOCKS: EACH COUNTRY WILL MEASURE ITS TOTAL
STOCKS USING THE OECD DEFINITIONS, BUT WILL DEDUCT
FROM ITS TOTAL STOCK FIGURE THOSE STOCKS WHICH CAN

BE TECHNICALLY DETERMINED TO BE ABSOLUTELY UNAVAILABLE IN EVENT THE MOST SEVERE EMERGENCY (I.E., ONLY BY FLUSHING). PENDING TECHNICAL CONSULTATIONS ON THIS ITEM WITH OIL INDUSTRY, IT WAS AGREED THAT AN APPROPRIATE INTERIM ADJUSTMENT WOULD BE TO REDUCE TOTAL STOCKS CALCULATED ON THE OECD BASIS BY 10 PERCENT. ONCE PROGRAM IS IN PLACE THIS APPROACH WILL BE EXAMINED IN TERMS OF DEGREE OF EMERGENCY SELF-SUFFICIENCY IT PROVIDES.

B. OTHER ELEMENTS: IT WAS ALSO AGREED THAT STANDBY PRODUCTION, FUEL SWITCHING, SOME PORTION OF INVENTORIES AT SEA, AND OFFSHORE STOCKS AND PRODUCTION ARE ELEMENTS OF EMERGENCY SELF-SUFFICIENCY. THE PRECISE METHOD OF THE CALCULATION OF THESE CREDITS AGAINST EMERGENCY SELF-SUFFICIENCY TARGETS REMAINS TO BE DETERMINED BY A TECHNICAL GROUP PRIOR TO 1 JULY 1975.

C. SELF-SUFFICIENCY TARGET LEVEL: USING THE ABOVE DEFINITION AS A BASIS, PARTICIPANTS AGREED TO 60 DAYS AS AN EMERGENCY SELF-SUFFICIENCY TARGET, TO BE ACHIEVED BY OCTOBER 1, 1974 AND A LONGER-TERM TARGET OF 90 DAYS TO BE MET BY A DATE (1978-79) WHICH WILL BE AGREED BY JULY 1, 1975.

5. DEMAND RESTRAINT AND TRIGGER LEVELS: LEVELS OF DEMAND RESTRAINT COMMITMENT AND THRESHOLDS FOR SELECTIVE AND GENERAL TRIGGERS AS AGREED TO IN PRELIMINARY FASHION AT LAST MEETING WERE AGAIN SUBJECT TO INTENSE NEGOTIATION. FOLLOWING AGREEMENT IN PRINCIPLE WAS REACHED:

(A) SELECTIVE TRIGGER: LOSS OF SEVEN PERCENT OF OIL SUPPLIES, BUT IN CASES WHERE PETROLEUM MARKETS NOT COMPLETELY INTEGRATED, E.G., US, CANADA AND POSSIBLY
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EC LATER, IT WOULD BE 7 PERCENT OF CONSUMPTION IN EACH OF TWO MAIN PETROLEUM REGIONS.

(B) SELF-RISK IN SELECTIVE EMBARGOES: IT WAS ALSO AGREED THAT LOSS OF SUPPLY FOR AFFECTED COUNTRY WOULD BE LIMITED TO TRIGGER LEVEL UNTIL OTHER MEMBERS HAD GIVEN UP PROPORTIONATE SHARE OF SUPPLY THROUGH ALLOCATION PROCESS.

(C) GENERAL TRIGGERS: LOSS OF SEVEN PERCENT OF OIL SUPPLIES FOR GROUP AS A WHOLE WOULD TRIGGER MANDATORY SEVEN PERCENT DEMAND RESTRAINT BY ALL MEMBERS. LOSS OF 12 PERCENT OF GROUP SUPPLIES WILL TRIGGER SECOND DEMAND RESTRAINT COMMITMENT AT 10 PERCENT. (NOTE: THIS PROPOSAL, WHICH NOT YET SUBMITTED TO GOVERNMENTS, SHOULD BE PROTECTED.)

SHOULD THIS CONCEPT NOT SURVIVE SCRUTINY BY GOVERNMENTS,
WE WOULD REVERT TO 5 PERCENT SELECTIVE TRIGGER.

6. VOTING FORMULA: AGREEMENT WAS REACHED THAT DECISIONS
OF FOLLOW-ON MECHANISMS WOULD FALL INTO THREE DISTINCT
VOTING CATEGORIES:

(A) UNANIMOUS VOTE FOR ALL NEW OBLIGATIONS OF THE
ORGANIZATION: US STATED NEW MEMBERSHIP DECISION SHOULD
BE IN THIS CATEGORY, ALTHOUGH INDICATING THAT WE EXPECTED
AND HOPED THAT ECG MEMBERSHIP WILL GROW. NORWAY AND
SOME OTHERS THOUGHT SOME FORM OF MAJORITY VOTE SUFFICIENT
ON THIS ASPECT.

(B) QUALIFIED WEIGHTED MAJORITY (PROBABLY 60 PERCENT)
FOR DECISIONS AFFECTING ACTIVATION OF THE ALLOCATION AND
DEMAND RESTRAINT COMMITMENTS: TENTATIVE WEIGHTING
SYSTEM BASED ON THREE VOTES PER COUNTRY PLUS COUNTRY'S
PERCENT OF OIL CONSUMPTION (I.E., 136 TOTAL VOTES)
WAS DEVELOPED WITH 60 PERCENT MAJORITY VOTE NECESSARY TO
BLOCK ALLOCATION. UNDER THIS FORMULA, NEITHER U.S. NOR
EC ALONE COULD BLOCK TRIGGER DECISIONS.

(C) MAJORITY VOTE FOR PROCEDURAL MATTERS, PERHAPS
INCLUDING BUDGET ITEMS: WHETHER MAJORITY VOTE WOULD
BE WEIGHTED OR UNWEIGHTED OR BOTH, DEPENDING ON SPECIFIC
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TYPE OF DECISION, WAS LEFT OPEN.
ENTIRE VOTING SYSTEM WILL BE REVIEWED AND SPECIFIED
FURTHER BY WORKING GROUP BEFORE SEPTEMBER ECG MEETING.

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7. MEMBERSHIP IN IEP: IT WAS AGREED THAT DAVIGNON WILL BRIEF THE FRENCH, SWEDES, SWISS, AUSTRALIANS, NEW ZEALANDERS AND AUSTRIANS ON ECG SESSION. HE WILL INDICATE READINESS OF GROUP TO RESPOND TO EXPRESSIONS OF INTEREST BY THESE COUNTRIES IN MEMBERSHIP IN IEP, BUT WILL NOT SOLICIT MEMBERSHIP IN ANY WAY. HE WILL SUGGEST THESE COUNTRIES SEND REPRESENTATIVES TO BELGIUM IN EARLY SEPTEMBER FOR DETAILED BRIEFINGS IF THEY ARE INTERESTED IN LEARNING MORE ABOUT PROGRAM. HE WILL ALSO BRIEF OECD SECRETARY GENERAL VAN LENNEP ON THE PROGRESS OF THE IEP.

8. INSTITUTION QUESTIONS (FOLLOW-ON MECHANISM): IT WAS AGREED THAT THE IEP WOULD BE PRESENTED TO THE OECD COUNCIL AS A COMPLETE SELF-CONTAINED PACKAGE. THE SUBSTANCE OF THE PROGRAM ITSELF WOULD NOT BE SUBJECT TO NEGOTIATION IN THE OECD. THE ECG WILL PROPOSE THAT THE PROGRAM BE HOUSED IN A NEW, SEPARATELY BUDGETED AGENCY WITHIN THE OECD. ONCE ESTABLISHED, THE GOVERNING COUNCIL OF THIS AGENCY WOULD NOT BE SUBJECT TO CONTROL OF ANY OTHER ENTITY WITHIN THE OECD, INCLUDING THE OECD COUNCIL. IN ADDITION TO HAVING RESPONSIBILITY FOR THE IEP, THIS NEW AGENCY WOULD ALSO BE RESPONSIBLE FOR: OVER-SEEING THE DEVELOPMENT OF A LONG-TERM ENERGY COOPERATIVE PROGRAM POLICY ISSUES INVOLVED IN URANIUM ENRICHMENT; AND INFORMATION EXCHANGE WITH THE COMPANIES (SEE ALSO
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R&D SECTION BELOW).

9. FORM OF AGREEMENT: CONSIDERABLE DISCUSSION TOOK PLACE REGARDING FORM OF AGREEMENT. US AND MOST OTHERS FAVORED INTERGOVERNMENTAL AGREEMENT. OECD COUNCIL WILL LATER RATIFY PROTOCOL FOR ESTABLISHMENT OF FOLLOW-ON MECHANISM BUT NOT RPT NOT THE IEP AGREEMENT ITSELF (SINCE THIS WOULD SUBJECT ANY FUTURE CHANGES IN IEP TO OECD COUNCIL UNANIMITY RULE). SOME, HOWEVER (CANADA, JAPAN, NORWAY), FAVOR OECD COUNCIL RESOLUTION WHICH THEY ARGUE WOULD CONSTITUTE BINDING INTERNATIONAL COMMITMENT. CANADIANS SUGGESTED POSSIBILITIES OF MEMORANDUM OF UNDERSTANDING IN ADDITION TO COUNCIL DECISION. ANOTHER POSSIBILITY SUGGESTED BY LANSKE AT OECD SECRETARIAT IS FOR OFFICIAL ADOPTION OF IEP BY GOVERNING BOARD OF NEW ENERGY AGENCY AFTER ITS CREATION BY OECD COUNCIL.

10. LEGISLATIVE SUPPORT: OTHER DELEGATIONS, INCLUDING US, NOTED NECESSITY OF OBTAINING LEGISLATIVE AUTHORITY

FOR SPECIFIC ASPECTS OF IEP, BUT EXPRESSED ASSURANCES THAT FRAMEWORK OF AGREEMENT COULD BE PUT INTO PLACE ON INTERIM BASIS PENDING LEGISLATIVE ACTION. ALL DELEGATIONS AGREED THAT IF ANOTHER OIL EMERGENCY WERE TO OCCUR BEFORE REQUISITE LEGISLATIVE AUTHORITY WAS RECEIVED, GOVERNMENTS COULD STILL LIVE UP TO PROGRAM COMMITMENTS USING EXISTING LEGISLATION OR THROUGH ADMINISTRATIVE ACTIONS.

11. NEXT MEETING: ECG WILL MEET SEPTEMBER 19 - 20 TO APPROVE FINAL AGREEMENT ON IEP (TEXT OF WHICH WILL BE ELABORATED BY WORKING GROUP IN EARLY SEPTEMBER) AS WELL AS FINAL REPORT ON OVERALL ECG ACTIVITIES, AND FOLLOW-ON INSTITUTIONAL PACKAGE.

12. OTHER ECG ISSUES:

(A) URANIUM ENRICHMENT: THE GROUP ADOPTED THE FINAL REPORT OF THE AD HOC GROUP, INCLUDING THE DRAFT GUIDING PRINCIPLES. IT WAS AGREED THAT ENCLOSURES 2 - 4 WOULD BE INCORPORATED IN THE FINAL ECG REPORT FOR APPROVAL BY GOVERNMENTS. AS FAR AS FOLLOW-ON WAS CONCERNED, IT
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WAS AGREED TO ADOPT THE OPTION OF ASSIGNMENT TO OECD, PREFERABLY IN THE ECG FOLLOW-ON AGENCY. WE EXPRESSED INTENT TO PLACE THIS FUNCTION IN NEW ENERGY AGENCY.

(B) R&D: THE ECG ENDORSED THE FINAL REPORT OF THE AD HOC GROUP, INCLUDING THE CRITERIA FOR FUTURE CO-OPERATION AND THE TEN RECOMMENDED AREAS FOR COOPERATION. REGARDING FOLLOW-ON MECHANISM FOR R&D, THE OTHER 11 MEMBERS SUPPORTED INTERIM OECD COMMITTEE WITH TWO FUNCTIONS: (1) CARRY FORWARD TEN WORK PROJECTS DEVELOPED IN ECG REPORT, INCLUDING LEAD COUNTRY PROCEDURE (2) DEVELOP MANDATE FOR NEW PERMANENT ENERGY R AND D AGENCY (ERDA) WHICH EVENTUALLY WOULD ABSORB NEA AS WELL AS OTHER OECD ACTIVITIES IN THE R&D FIELD. U.S. FORESAW SERIOUS DIFFICULTIES WITH THIS APPROACH AND SUGGESTED THAT R&D COMMITTEE BE PLACED IN THE NEW ENERGY AGENCY THAT WOULD HOUSE THE IEP, BUT WITH WORKING LINKS TO NEA AND OTHER APPROPRIATE OECD BODIES. U.S. PROPOSAL WILL BE DEVELOPED IN GREATER DETAIL AND DISCUSSED WITH OTHERS PRIOR TO OR DURING SEPTEMBER ECG MEETING.

(C) ROLE OF THE COMPANIES: THE AD HOC GROUP'S FINAL REPORT (ECG-15) WAS ADOPTED SUBJECT TO THE AMENDMENT THAT "THE PARTICIPATING GOVERNMENTS SHOULD TAKE THE APPROPRIATE MEASURES TO ASSURE THAT THIS INFORMATION WILL BE MADE AVAILABLE TO THEM." AS FAR

AS FOLLOW-UP WORK IS CONCERNED, IT WAS AGREED THAT THIS
WOULD BE CENTERED IN NEW OECD ENERGY AGENCY.

(D) RELATIONS WITH PRODUCERS: ON BASIS OF UK REPORT,
IT WAS AGREED BOTH THAT PRODUCERS HAVE NO SIGNIFICANT INTEREST
IN ANY LARGE CONFERENCE AND THAT CONSUMERS THEMSELVES
SHOULD NOT PUSH FOR ANY SUCH MEETING UNTIL ELEMENTS OF
THEIR OWN COORDINATION ON ENERGY MATTERS--ESPECIALLY THE
IEP--ARE FIRMLY IN PLACE. GROUP ALSO AGREED THAT
THERE WOULD NOT BE BENEFIT IN ATTEMPTING TO DISCUSS PRICE
ISSUE WITH PRODUCERS IN AN ORGANIZED FORUM AND THAT ANY MOVE
TOWARD INDEXING AT THIS TIME WOULD TEND TO
PLACE A FLOOR UNDER PRESENT HIGH PRICES. THUS, GROUP
EXPRESSED CONSENSUS THAT FOCUS OF GROUP
COORDINATION ON RELATIONS WITH PRODUCERS SHOULD BE ON
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MAINTAINING AND IMPROVING "DIALOGUE" RATHER THAN
PREPARATIONS FOR PRODUCER/CONSUMER CONFERENCE IN NEAR
FUTURE. IT WAS TENTATIVELY AGREED THAT FOLLOW-ON
MACHINERY TO ECG SHOULD INCLUDE SPECIAL WORKING GROUP TO
RECOMMEND WAYS IN WHICH MEMBERS COULD CONTINUE TO COORDINATE
AND CONSULT ON RELATIONS WITH PRODUCERS. FIRESTONE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MEETINGS, INTERGOVERNMENTAL COOPERATION, CONTINGENCY PLANNING
Control Number: n/a
Copy: SINGLE
Draft Date: 31 JUL 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: golinofr
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974BRUSSE05797
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D740208-0898
From: BRUSSELS
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t1974074/aaaaacub.tel
Line Count: 412
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: SECRET
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 8
Previous Channel Indicators:
Previous Classification: SECRET
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: golinofr
Review Comment: n/a
Review Content Flags:
Review Date: 25 MAR 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <25 MAR 2002 by collinp0>; APPROVED <14 MAY 2002 by golinofr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: ENERGY COORDINATING GROUP REACHES BASIC AGREEMENT ON EMERGENCY PLANNING
TAGS: ENRG
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005